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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/002,675

10/30/2001

Mark D. Seaman

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7590

08/17/2005

HEWLETT-PACKARD COMPANY

Intellectual Property Administration

P.O. Box 272400

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EXAMINER

JELINEK, BRIAN J

ART UNIT

PAPER NUMBER

2615

DATE MAILED: 08/17/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/002,675

Applicant(s)

SEAMAN ET AL.

Examiner

Brian Jelinek

Art Unit

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 03 March 2005.
- 2a) ☒ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-14 and 17-19 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-14 and 17-19 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 30 October 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

Response to Amendment

The Examiner respectfully submits a response to the amendment received on 3/3/2005 of application no. 10/002,675 filed on 10/31/2001 in which claims 1-14, and 17-19 are currently pending.

Examiner of Record

Please note that the examiner of record has changed.

Arguments

Applicant's arguments with respect the claims have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

Claims 1-14, and 17-19 are rejected under 35 U.S.C. 102(e) as being anticipated by Steinberg et al. (U.S. Pat. No. 6, 750,902).

Regarding claim 1, Steinberg discloses an image capture device comprising:
image capture hardware configured to capture an image (Fig. 2, element 12); a network

interface device (Fig. 2, element 10) configured for communication with a communications network (Fig. 2, element 16); and logic configured to generate a digital image of the captured image comprising image data, specify at least one display device (Fig. 2, element 18; Fig. 7, Device Information Re Destination – IP Address; col. 8, lines 29-41), and configured to automatically provide the image data to the communications network for delivery to the at least one specified display device (col. 5, lines 18-37).

Regarding claim 2, Steinberg discloses the at least one specified display device is specified prior to generating the digital image (Fig. 7, Device Information Re Destination – IP Address; col. 4, lines 53-64).

Regarding claim 3, Steinberg discloses the logic is software stored in a memory and further comprising a processor device for implementing the logic (col. 4, lines 48-64).

Regarding claim 4, Steinberg discloses the logic is further configured to provide automated image delivery information to the communications network for delivery to an image delivery system in communication with the communications network, the automated image delivery information comprising data configured for use by the image delivery system to determine the at least one specified image display device to which the image data is to be delivered (Fig. 7, Device Information Re Destination – IP Address; col. 4, lines 53-64).

Regarding claim 5, Steinberg teaches the image capture hardware is configured to scan the image because digital cameras comprise image sensors, wherein the pixels of the image sensor are scanned to perform readout of the image.

Regarding claim 6, Steinberg discloses the image capture hardware comprises a digital camera (Fig. 2, element 12).

Regarding claim 7, Steinberg discloses the automated image delivery information further comprises identification data associated with the image capture device, the identification data configured to be used by the image delivery system to identify the image capture device (col. 8, lines 10-12).

Regarding claim 8, Steinberg discloses an image capture device comprising: means for capturing an image (Fig. 2, element 12); means for generating a digital image of the captured image, the digital image comprising image data; means for specifying at least one display device to receive the image data (Fig. 2, element 18; Fig. 7, Device Information Re Destination – IP Address; col. 8, lines 29-41); means for communicating with a communications network (Fig. 2, element 16); and means for automatically providing the image data directly to the communications network for delivery to at least one specified display device (col. 5, lines 18-37).

Regarding claim 9, please see the rejection of claim 4.

Regarding claim 10, Steinberg discloses a method for providing automated delivery of digital images, the method comprising: capturing an image (Fig. 2, element 12); generating a digital image of the captured image, the digital image comprising image data; specifying at least one image display device that is to receive the digital image (Fig. 2, element 18; Fig. 7, Device Information Re Destination – IP Address; col. 8, lines 29-41); and providing the image data to a communications network for delivery to an image delivery system (Fig. 2, element 16).

Regarding claim 11, Steinberg discloses providing automated image delivery information to the communications network for delivery to the image delivery system, the automated image delivery information comprising data configured to enable the image delivery system to determine the at least one image display device to which the image data is to be delivered (Fig. 7, Device Information Re Destination – IP Address; col. 4, lines 53-64).

Regarding claim 12, please see the rejection of claim 7.

Regarding claim 13, Steinberg discloses a method for providing automated delivery of digital images, the method comprising: receiving automated image delivery information associated with an image capture device, the automated image delivery information configured for specifying an image display device to which a particular digital image is to be delivered (Fig. 7, Device Information Re Destination – IP Address; col. 4, lines 53-64); receiving image data related to a digital image, the image data provided by the image capture device to the communications network (Fig. 2, element 16); based on the automated image delivery information, determining the image display device to which the image data is to be delivered (Fig. 2, element 18); and providing the image data to the communications network for delivery to the image display device (col. 5, lines 18-37).

Regarding claim 14, Steinberg discloses the automated image delivery information includes identification data associated with the image capture device, the identification data configured for enabling identification of the image capture device (col. 8, lines 10-12).

Regarding claim 17, Steinberg discloses an image delivery system for providing automated delivery of digital images, comprising: a network interface device configured for communication with a communications network (Fig. 2, element 10); and logic configured to: receive from an image capture device (Fig. 2, element 12), via the communications network, automated image delivery information associated with the image capture device, the automated image delivery information configured for specifying an image display device to which a particular digital image is to be delivered (Fig. 7, Device Information Re Destination – IP Address; col. 4, lines 53-64); receive from the image capture device, via the network, image data related to a digital image; determine, based on the automated image delivery information, the image display device to which the image data is to be delivered; and provide the image data to the communications network for delivery to the image display device (col. 5, lines 18-37).

Regarding claim 18, please see the rejection of claim 3.

Regarding claim 19, please see the rejection of claim 14.

Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within


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TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Brian Jelinek whose telephone number is (571) 272-7366. The examiner can normally be reached on M-F 9:00 am - 5:00 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Ometz can be reached at (571) 272-7593. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Brian Jelinek
8/12/2005



DAVID L. OMETZ
SUPERVISORY PATENT
EXAMINER